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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV-A

Rules and Orders (Other than those published in Parts I, I-A, and I-L) made
by the Government of Gujarat under the Central Acts

FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT NOTIFICATION

Sachivalaya, Gandhinagar, 20th February, 2021.

NATIONAL FOOD SECURITY ACT, 2013.

No. GTH/2021/3/PDS/10-2017/528/C-1 : The following draft of rules which is proposed to be issued under clause (j) of sub-section (2) of section 40 read with sub-section (1) of section 29 of the National Food Security Act, 2013 (20 of 2013) is hereby published as required by sub-section (1) of the said section 40 of the said Act, for information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government of Gujarat on or after the expiry of thirty days from the date of publication of this notification in the Official Gazette.

2. Any objection or suggestion which may be received by the Food, Civil Supplies and Consumer Affairs Department, Secretary to the Government of Gujarat, Block No. 14, 5th Floor, Sachivalaya, Gandhinagar from any person with respect to the said draft rules before the expiry of the aforesaid period will be considered by the Government.

DRAFT NOTIFICATION

NATIONAL FOOD SECURITY ACT, 2013.

No. GTH/2021/3/PDS/10-2017/528/C-1 : In exercise of the powers conferred by clause (j) of sub-section (2) of section 40 read with sub-section (1) of the section 29 of the National Food Security Act, 2013 (20 of 2013), the Government of Gujarat hereby makes the following rules, namely :-

1. Short Title and Commencement.-(1) These rules may be called the Gujarat Vigilance Committees (Targeted Public Distribution System) Rules, 2021.
- (2) They shall come into force from the date of their publication in the Official Gazette.
2. Definitions.-(1) In these rules, unless the context otherwise requires,—
 - (a) "Act" means the National Food Security Act, 2013(20 of 2013);
 - (b) "Barcoded ration card" means card issued to the eligible households identified as per the Act;
 - (c) "Central PDS Control Order" means the Targeted Public Distribution System (Control) Order, 2015;

- (d) 'Commission' means State Food Commission constituted under section 16 or designated under section 18 of the Act
 - (e) "District Grievance Redressal Officer" means officer appointed or designated under section 15 of the Act;
 - (f) "eligible households" means a person belonging to eligible households identified as such under the Act by the State Government and in possession of a valid barcoded ration card;
 - (g) "Government" means the Government of Gujarat,
 - (h) "section" means section of the Act.
 - (i) "Vigilance Committee" means a committee constituted under section 29 to supervise the implementation of all schemes under the Act;
- (2) Words and expressions used in these rules but not defined, shall have the same meaning as respectively assigned to them in the Act, Essential Commodities Act, 1955 (10 of 1955) and the Targeted Public Distribution, System(Control) Order, 2015;

3. Composition of Vigilance Committees at various levels:- There shall be vigilance committees at different levels namely State, District. Taluka, City and Village level.

4. State level Vigilance Committee:- The State Government shall constitute the State level Vigilance Committee which shall consist of the following members namely:-

- (a) Hon.Minister, Food, Civil Supplies and Consumer Affairs Department - Chair Person,
- (b) Hon.Minister, of State, Food, Civil Supplies and Consumer Affairs Department - Member;
- (c) Hon.Minister of State, Rural Housing, Rural Development, Animal Husbandry, Cow Breeding - Member;
- (d) Hon. Minister of State, Urban Housing - Member;
- (e) Chairperson, Gujarat State Food Commission - Invited Member;
- (f) Member Secretary, Gujarat State Food Commission – Invited Member;
- (g) Additional Chief Secretary/Principal Secretary/Secretary Food, Civil Supplies and Consumer Affairs Department - Member;
- (h) Joint Secretary/Deputy Secretary (PDS) Food, Civil Supplies and Consumer Affairs Department - Member;
- (i) Director, Food, Civil Supplies - Member Secretary;
- (j) Managing Director, Gujarat State Civil Supply Corporation Ltd.-Member;
- (k) One Hon. Member of Parliament from North, Central, South, and Kutch-Saurashtra zone - Members;
- (l) Two Hon. Member of Legislative Assembly from North, Central, South and Kutch-Saurashtra zone - Members;
- (m) President of the District Panchayat from North, Central, South and Kutchh-Saurashtra zone - Members;
- (n) President of Consumer Education and Research Centre (CERC) Member;
- (o) President, Gujarat State Fair Price Shops Association - Member;

Provided that due representation shall be given to the Scheduled Castes, Scheduled Tribes, women and destitute persons or persons with disability.

5. District level Vigilance Committee:- The District Collector shall constitute the District level Vigilance Committee which shall consist of the following members namely:-

- (a) The President of respective District Panchayat - Chairperson;
- (b) The District Collector - Vice Chairperson,;

- (c) District Development Officer - Member;
- (d) District Supply Officer - Member Secretary;
- (e) All Members of Parliament of the District - Members;
- (f) All Members of Legislative Assembly of the District - Members;
- (g) Member, Gujarat State Food Commission - Invited Member of District Vigilance Committee of their concern district;
- (h) Three members from President of Taluka vigilance committee - Members;
- (i) Three members of District Panchayat - Members;
- (j) Two members of NGO of District - Members;
- (k) President of District Fair Price Shop Association - Member;
- (I) PHH and AAY ration card holders - 2 Members-

Provided that due representation shall be given to the Scheduled Castes, Scheduled Tribes, women and destitute persons or persons with disability.

6. Taluka level Vigilance Committee:- The Taluka Mamlatdar shall constitute the Taluka level Vigilance Committee which shall consist of the following members namely:-

- (a) The President of the Taluka Panchayat - Chairperson;
- (b) Taluka Development Officer - Member;
- (c) Mamlatdar/Zonal Officer - Member Secretary;
- (d) Member of Legislative Assembly/Parliament of the Taluka- Member;
- (e) Three women members from the elected members of Taluka Panchayat;
Provided that one member shall be from elected members of the Scheduled Castes;
- (f) Other three members out of elected members of Taluka panchayat;
- (g) Presidents of Village Vigilance Committee, the number of which is 10 percent of total villages of Taluka;
- (h) President of one NGO of Taluka;
- (i) President or representative of Taluka F.P.S Association,
- (j) Five members from PHH, AAY ration card holders

Provided that due representation shall be given to the Scheduled Castes. Scheduled Tribes, women and destitute persons or persons with disability.

7. City level Vigilance Committee:- The Food Controller, Ahmedabad City shall constitute the City level Vigilance Committee per FPS of each ward in Ahmedabad city. The Taluka Mamlatdar shall constitute the committee per FPS of each city of Talukas under his control. The committee shall consist of the following members namely:-

- (a) Corporator of the respective Municipal Corporation/Municipality/Nagar Panchayat.-Chairperson;
- (b) The identified household having valid barcoded ration card attached with Pandit Dindayal Grahak Bhandar shall be member in the following manner and in numbers of respective area.
 - (i) 2 Members from PHH ration card holders
 - (ii) 2 Members from AAY ration card holders
 - (iii) 1 Member from teachers of Primary School
 - (iv) 2 Women representative
 - (v) 1 Member from reputed persons of the respective area

Provided that due representation shall be given to the Scheduled Castes, Scheduled Tribes, women and destitute persons or persons with disability.

8. Village level Vigilance Committee:- The Taluka Mamlatdar shall constitute the Village level Vigilance Committee which shall consist of the following members namely:-

- (a) Sarpanch of the respective village - Chairperson;
- (b) Talati cum Mantri - Member secretary;
- (c) Two members from AAY ration card holders;
- (d) Two members from PHH ration card holders;
- (e) One member from primary school teacher;
- (f) Two members women representative;
- (g) One reputed person of the concerned village;

Provided that due representation shall be given to the Scheduled Castes, Scheduled Tribes, women and destitute persons or persons with disability.

9. Functions of the Vigilance Committees: - The Vigilance Committees shall perform the functions as prescribed under section 29 of the Act as well as the Central and State Public Distribution System (PDS) (Control) Order, 2015 as amended from time to time.

10. Tenure of the Vigilance Committees:-The tenure of the Vigilance Committees shall be for two years.

11. Periodicity of meeting of the Vigilance Committees:-

- (1) The State level Vigilance Committee shall meet once in three months.
- (2) The City level Vigilance Committee shall meet every month between dates of 15 to 20.
- (3) The District level Vigilance Committee shall meet every month between dates of 20 to 25.
- (4) The Taluka level Vigilance Committee shall meet every month between dates of 15 to 20.
- (5) The Village level Vigilance Committee shall meet every month between dates of 15 to 20.

12. The number of meetings held by the Vigilance Committees shall be displayed on the "Transparency Portal" by Director, Food and Civil Supplies.

13. The State Government shall send an Annual Report to the Central Government on the functioning of the Vigilance committee in the format Annexure-VI as prescribed in the Central Targeted Public Distribution System (TPDS) (Control) Order, 2015.

14. Powers to issue orders for compliance of instructions:- The State Government or the Director may issue necessary orders/instructions, from time to time, to ensure compliance of various provisions of these rule and for the transparency, accountability and implementation of innovations in Targeted Public Distribution System.

15. Travelling allowance and Dearness allowance:- Travelling allowance and Dearness allowance shall be admissible to the members of these committees as per provisions of the Government resolution, Finance Department No. PGR-1009-77-Pay Cell (CH), dated 3/10/2012 as amended from time to time.

By order and in the name of the Governor of Gujarat,

NAYANA PATEL,
Deputy Secretary to Government.
